

Members

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Sen. Lindel Hume
Sen. Marvin Riegsecker
Sen. Vi Simpson
Rep. David Wolkins
Rep. Steve Heim
Rep. Ryan Dvorak
Rep. Matt Pierce
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Steve Murray



ENVIRONMENTAL QUALITY SERVICE COUNCIL

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MEETING MINUTES¹

Meeting Date: October 26, 2005
Meeting Time: 9:30 A.M.
Meeting Place: Governmental Center South, 302 W.
Washington St., Conference Room C
Meeting City: Indianapolis, Indiana
Meeting Number: 6

Members Present: Sen. Beverly Gard, Chairperson; Sen. Marvin Riegsecker; Rep. David Wolkins; Rep. Steve Heim; Rep. Ryan Dvorak; Dwayne Burke; Nancy Michael; Michael K. Sutherlin; Ellen Tobias; Julia Wickard; Ray Chattin; Dave Wyeth; Thomas Easterly; Steve Murray.

Members Absent: Sen. Lindel Hume; Sen. Vi Simpson; Rep. Matt Pierce; Randal D. Edgemon.

1. Call to Order

Chairperson Gard called the meeting to order at 9:35 A.M.

2. Followup on Questions from Oct. 12 Meeting - Linda Dollens, Department of Revenue, informed the Council of why the increased gasoline and new diesel inspection fee collections have not yet been deposited in the Environmental Liability Trust Fund (ELTF). The two main reasons are because of the deadline date the Department uses and because of the Department's current tax amnesty program. The computer processing has also been delayed.

In response to questions from the Council, Ms. Dollens said she would have collection

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numbers by next week and that she will share the data with the Council. Also she noted the following: collections would be automatically transferred to the ELTF once the initial transfer is set up; the initial transfer should be made next week making the money available to pay claims; and the collection numbers are on target for the number of gallons of fuel sold in Indiana historically.

David Reynolds, State Budget Agency, addressed the Council on the transferring of money from dedicated funds to the General Fund. He stated that the Budget Director, according to IC 4-12-1-13.5, has the authority each year to make the decision to charge all dedicated funds an amount, generated by a formula set by the federal government, for an agency's use of general services of other agencies such as the Department of Administration, State Budget Agency, and State Auditor. Mr. Reynolds noted that last year the General Fund received \$26 M from all dedicated funds across the board, of which \$4.4 M came from environmental funds. However, none of the transfer came from the ELTF.

3. Discussion of Final Report and Recommendations - While reviewing the final report draft and recommendations (Exhibit #1), the Council discussed the contents and made suggestions for revisions and further recommendations.

Barbra Sha Cox, an Indiana farmer, spoke on the effect of CFOs on her property and how surrounding property owners need the protection of additional setbacks for CFOs. She suggested the CFOs need to be subject to licensing and bonding as an additional protection for surrounding property owners.

Maggie McShane, Indiana Petroleum Council, asked the Council to reconsider its recommendation for requiring 10 percent ethanol blending by the end of 2006.

Miriam Dant, Baker & Daniels, suggested that vehicle manufacturers should be held responsible for paying for the removal of mercury switches. In regards to a mercury-free scrap certification program, such a program may be more obtainable if an incentive program was also used.

Dr. Indra Frank also spoke on mercury switch removal issues, including the fact that vehicle manufactures had other non-toxic alternatives, but still chose to use switches containing mercury. She noted that some states use disincentives if parts are used that contain hazardous substances.

4. Adoption of Final Report and Recommendations - The Council approved the final report by a roll call vote of 13-0 by the voting members appointed to the Council.

5. Dr. Lynn Corson, Indiana Clean Manufacturing Technology and Safe Materials Institute- Dr. Corson presented an overview of the Institute to the Council and explained how the Institute was created by the General Assembly in 1993 with a mission to serve the state's manufacturing facilities in assisting with implementing clean manufacturing technologies (Exhibit #2). He also discussed that the Institute has duties assigned to it by law. However, the General Assembly did not appropriate any money to the Institute for the 2006-2007 biennium.

Chairperson Gard suggested that Dr. Corson meet with the appropriate budget people before the Budget Committee meetings begin next year. She also suggested they could work together on a strategy for getting their word out to the General Assembly.

Representative Dvorak asked Dr. Corson how the Institute reaches its small employers, and asked if he had any recommendations for other agencies. Dr. Corson then discussed how the Institute relies on using steering committees with representatives of manufacturers and initiates phone calls and visits to manufacturing facilities.

6. Adjournment - Chairperson Gard adjourned the meeting at 12:20 P.M.